

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

FREDERICK O. BLACK,

Petitioner,

v.

Nos.: 3:94-cr-117  
3:11-cv-328  
(VARLAN/GUYTON)

UNITED STATES OF AMERICA,

Respondent.

**JUDGMENT ORDER**

In accordance with the accompanying Memorandum, the petition for writ of error coram nobis is **DENIED** and this action is **DISMISSED**. All other pending motions are **DENIED** as **MOOT**. Should the petitioner give timely notice of an appeal from this decision, such notice will be treated as an application for a certificate of appealability, which under the circumstances is **DENIED**. The Court **CERTIFIES** that any appeal from this action would not be taken in good faith and would be totally frivolous. Therefore, this Court hereby **DENIES** the petitioner leave to proceed *in forma pauperis* on appeal.

**E N T E R :**

s/ Thomas A. Varlan  
UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT  
s/ Patricia L. McNutt  
CLERK OF COURT